

STREET TRADING POLICY SUMMARY OF CONSULTATION RESPONSES

NAME	FOR /AGAINST	COMMENTS	ACTION
RBC Environmental Health	FOR	Support need for greater control in order to prevent waste and associated pest issues and requirements to have minimum food hygiene standards in place.	Noted
RBC Waste & Recycling Officer	FOR	<p>All street traders who produce some waste should have a disposal option rather than placing wastes they have in their own bins at home, so in reality should have a Waste Transfer Note Duty of Care with a disposal provider, that duty of care should have the producers name, address & who they give the waste to also should show where waste is taken to. I'm guessing at many locations their waste goes into street litter bins.</p> <p>Although the borough council has a policy stance regarding single use plastics, I'm not sure there is any legal basis to enforce that upon street traders, rather we ask them to consider other alternatives. Plastic forks and spoons are a prime example, the alternative, wooden ones may harbour bacteria if washed and re used so in essence become single use and having no economical or environmental benefits. I personally do not see any issues using plastic cutlery so long as they are disposed correctly. Plastic bottles which you purchase drinks in is another item we are asking traders not to use, but they can be recycled plus you don't need any more natural resources (olis) to make it into another bottle. Food wrapping from burger vans is usually paper, the alternative is polystyrene both these not recyclable so what is the point using the alternative, so it's really about thinking what are the</p>	Noted

		alternative if there are any. So for me it is really about correct disposal and proof of that which we should be concentrating on but where possible use alternatives	
East Leake Parish Council	query only	Comments relating to markets	Noted
Highways England	impartial	Comments relating to use of laybys on A46 and A453	Noted
RBC Community Development	Comment only	If the Street Trading policy only relates to hot food and hot drinks, I think that this needs to be made much clearer in the policy document.	The main retailing for street trading is food and drink and this will be the dominant activity. However street trading covers all retailing in the areas applicable to the policy.
	Comment only	It is recommended that the wording on (page 6) is changed to recognise the Bingham Market Charter in 1314 and thus making Bingham Market exempt from the street trading consent policy.	Noted and the policy has been amended to allow exemption for markets and events held by RBC.
	Comment only	Refer to Paying for Access – Page 7 - Legal exemption from the policy exists whereby you charge an entry fee and can restrict access. Given our events programme is accessible to all and provided for the benefit of our residents and community groups this is not an option.	This is a legal exemption to which the legislation cannot be applied and is stated to ensure such events are not covered by consents
	Comment only	Trading on private land-page 7 what is the definition of private land for the purposes of the policy?	This is the ordinary meaning of private land and pub car park would be private land.

	Comment only	Point 11, page 8 - requirement for traders to be DBS checked- We do not feel that a street trader will meet the Disclosure and Barring service eligibility criteria for roles that require a DBS.The Governments eligibility checker for DBS suggests that a DBS check for a street trader would not be appropriate	DBS checks are used widely in this authority and others nationally. The annual report from the dbs service provides an example of licensing as a possible use.
	Comment only	Point 14, page 8, have 2-year written records of a trade waste contract and trade transfer notes)- places a significant administrative burden on someone applying of a block consent.	All businesses in law are required to have this in any case. This condition ensures trade waste is being disposed of in compliance with the law.
	Comment only	Right to work in the UK, - The Borough Council require all direct employee to provide proof of eligibility to work in the UK, however it does not check sub-contractors as it is deemed the responsibility of their employer to check their status. We would suggest that a tick box included on the event booking form otherwise this would be a significant administrative burden and unenforceable when the stall workers do not have photo id to prove who they are.	Right to work is required in most circumstances where people are making a living now this is part of government policy aimed at illegal immigration and working.